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Honorable Anne K. Quinlan
Acting Secretary
Surface Transportation Board
395 E Street, S.W.
Washington, D.C. 20423

RE: Finance Docket No. 35175, *Roseburg Forest Products Co., Timber Products Company, LC, Suburban Propane, LP, Cowley D&L, Inc., Sousa Ag Service and Yreka Western Railroad Company Alternative Rail Service-Central Oregon & Pacific Railroad, Inc.*
Ex Parte No. 346 (Sub-No. 25C), *Rail General Exemption Authority Petition for Partial Revocation of Commodity Exemption-Lumber or Wood Products*

223780

223731

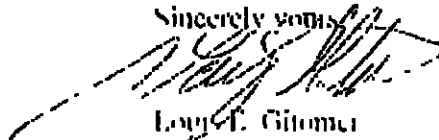
Dear Acting Secretary Quinlan:

Face-to-face negotiations between the Central Oregon & Pacific Railroad, Inc. ("CORP") and Roseburg Forest Products Co., Timber Products Company, LC, Suburban Propane, LP, Cowley D&L, Inc., Sousa Ag Service, Yreka Western Railroad Company, and West Texas and Lubbock Railroad Company (collectively "Petitioners") took place on October 2, 2008. The parties were unable to reach an agreement.

Pursuant to the Surface Transportation Board's September 19, 2008 decision, CORP requests the Board to return the proceedings to active status. CORP requests that the Board deny the relief sought by Petitioners for the reasons provided in CORP's Response filed on September 3, 2008, particularly because Petitioners are not complaining about adequate service, but rates.

Thank you for your assistance. If you have any questions please call or email me.

Sincerely yours,



Louis E. Gitomer
Attorney for Central Oregon & Pacific
Railroad, Inc.

Cc. Parties of record